

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF UTAH  
OFFICE OF THE CLERK**

**November 2, 2007**

**Notice**

**TO: ALL MEMBERS OF THE BAR AND OTHER PARTIES IN INTEREST**

**Subject: Proposed Amendments to Official Bankruptcy Forms**

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At its September 2007 meeting, the Judicial Conference approved proposed amendments to Bankruptcy Official Forms 1, 3A, 3B, 4, 5, 6, 7, 10, 16A, 19, 21, 23, and 24. The amendments to the existing Official Forms will be effective on December 1, 2007. Attorneys who utilize petition software for bankruptcy forms should contact their vendors to ensure the amended forms are updated prior to December 1, 2007. Copies of the amended forms are available on the Court's website at [www.utb.uscourts.gov](http://www.utb.uscourts.gov) and at the 350 South Main Street, Room 301, SLC, UT 84101. For complete committee notes relating to form changes, go to <http://www.uscourts.gov/bkforms/index.html>

A summary of the form changes include:

**Official Form 1, Voluntary Petition:** The ranges for estimated number of creditors, estimated assets, and estimated liabilities would be amended to assist the courts in fulfilling the new statistical reporting requirements of 28 U.S.C. sec. 159. A notice is provided advising the attorney that the attorney's signature constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

**Official Form 3A, Application and Order to Pay Filing Fee in Installments:** Amended to direct the debtor to state that, until the filing fee is paid in full, the debtor will not make any additional payment or transfer any additional property to an attorney or any other person for services in connection with the case.

**Official Form 3B, Application for Waiver of Chapter 7 Filing Fee:** Fed. R.Bankr. P.1006 adds a new subdivision (c). Official Form 3B is the form referenced in that subdivision, and is to be used by individual chapter 7 debtors when applying for a waiver of the filing fee. A corresponding standard order also is included.

**Official Form 4, List of Creditors Holding 20 Largest Unsecured Claims:** Amended to require only the initials of a minor and not the full name if a creditor is a minor.

**Official Form 5, Involuntary Petition:** The form has been amended to delete statistical information about the debtor that no longer is required, and to substitute check boxes similar to those on the voluntary petition form.

**Official Form 6, Schedules, including Schedules A through J:** Amended to require

only the initials of a minor and not the full name. Schedules I and J would include a statement advising debtors that the income and expense amounts on the schedules may differ from the income and expense amounts listed on the means test forms.

**Official Form 7, Statement of Financial Affairs:** Amended to require only the initials of a minor and not the full name.

**Official Form 10, Proof of Claim:** Amended to provide more accurate addresses for transmittal of payments and notices, and indicate that a particular proof of claim has been replaced.

**Official Form 16A, Caption** Amended to require that the title of the case include all names used by the debtor within the last eight years in conformity with § 727(a)(8).

**Official Form 19, Declaration and Signature of Non-Attorney Bankruptcy Petition Preparer:** This form is new. It is derived from form 19B and replaces forms 19A and 19B (which forms are abrogated).

**Official Form 21, Statement of Social Security Number:** A taxpayer who does not have a Social Security number would provide a taxpayer identification number on the form.

**Official Form 23, Debtor's Certification of Completion of Instructional Course Concerning Personal Financial Management:** Amended to remind the debtor that the form should not be used to file a certification of pre-petition credit counseling.

**Official form 24, Certification to Court of Appeals by All Parties:** Amended to include a signature line for the appellee and the appellee's attorney.

**Amendments to Court Issued Official Bankruptcy Notices (BNC Notices)**

**Official Form B9, Notice of Commencement of Case under the Bankruptcy Code, Meeting of Creditors, and Deadlines:** Amended in a variety of ways to implement the provisions of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005.

**Official Form B18, Discharge of Debtor:** Amended to require that the title of the case include all names used by the debtor within the eight years prior to the filing of the petition in the case in conformity with § 727(a)(8) as amended by the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005.

If you have any questions regarding the forms please contact Brenda Dowler 801-524-6635 or via email at [brenda\\_dowler@utb.uscourts.gov](mailto:brenda_dowler@utb.uscourts.gov).